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John S. Nagy, Reg. No. 0,664

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re the application of	)	Examiner: <del>C. Bennett</del>
	)	3308
Inventors: Lilip Lau, William	)	Group Art Unit: 3307
Hartigan, John J.	)	
Frantzen	)	Docket No. ACS 42595 (3808.2)
	)	
U.S. Serial No. 08/823,434	)	
	)	
Filed: March 24, 1997	)	
	)	
For: EXPANDABLE STENTS AND	)	Los Angeles, California
METHOD FOR MAKING SAME	)	September 12, 1997

TERMINAL DISCLAIMER

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Advanced Cardiovascular Systems, Inc. ("ACS") is the owner of the entire interest in the above identified application. The Assignment was recorded on October 28, 1991, Reel 5911, Frames 625-629.

ACS hereby disclaims the terminal part of any patent granted on the above identified application, which would extend beyond the expiration date of the full statutory term of United States Patent No. 5,421,955, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent

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shall be the same as the legal title to United States Patent No. 5,421,955, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

ACS does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of United States Patent No. 5,421,955, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title state above.

I am empowered to act on behalf of ACS.

Documentary evidence of a chain of title showing present ownership of the above-captioned patent application and U.S. Patent No. 5,421,955 has been reviewed, and I hereby certify that, to the best of my knowledge and belief, such title is in Assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United


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States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:

  
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Enclosure

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